

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF ILLINOIS**

**BPI ENERGY, INC., *et al.*,**

**Plaintiffs,**

**v.**

**IEC (Montgomery), LLC, *et al.*,**

**Defendants.**

**Case No. 07-cv-186-DRH**

**JUDGMENT IN A CIVIL CASE**

**DECISION BY COURT.** This matter is before the court for the purpose of docket control.

**IT IS HEREBY ORDERED AND ADJUDGED** that pursuant to the Order of this Court dated November 16, 2010, this case is **DISMISSED** with prejudice. Each party shall bear their own costs and fees (unless otherwise agreed to by the Parties).

**NANCY J. ROSENSTENGEL,  
CLERK OF COURT**

**BY: /s/Sandy Pannier  
Deputy Clerk**

Dated: November 18, 2010

  **David R. Herndon**  
2010.11.18  
15:42:17 -06'00'

**APPROVED:**

**CHIEF JUDGE  
U. S. DISTRICT COURT**